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Intellectual Property Administration  
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PATENT APPLICATION

ATTORNEY DOCKET NO. 10013654-1

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Inventor(s): Dirk M. BEYER, et al.

Confirmation No.:

Application No.: 09/853,961

Examiner:

Filing Date: 05/10/01

Group Art Unit:

Title: METHOD AND SYSTEM FOR DETERMINISTIC SAMPLING WITH A SPECIFIC DISTRIBUTION

Commissioner For Patents  
PO Box 1450  
Alexandria, VA 22313-1450

**NOTICE OF APPEAL FROM THE EXAMINER TO THE  
BOARD OF PATENT APPEALS AND INTERFERENCES**

Applicant hereby appeals to the Board of Patent Appeals and Interferences from the decision of the examiner date, 08/11/06, rejecting the following claims 1-10 and 20-30. The fee for this Notice of Appeal is (37 CFR 1.17(B)) **\$500.00**.

(complete (a) or (b) as applicable)

The proceedings herein are for a patent application and the provisions of 37 CFR 1.13 6(a) apply.

☐ (a) Applicant petitions for an extension of time under 37 CFR 1.136 (FEES: 37 CFR 1.17 (a)-(d) for the total number of months checked below:

☐ 1st Month  
\$120

☐ 2nd Month  
\$450

☐ 3rd Month  
\$1020

☐ 4th Month  
\$1590

☐ The extension fee has already been filed in this application

☒ (b) Applicant believes that no extension of time is required. However, this conditional petition is being made to provide for the possibility that applicant has inadvertently overlooked the need for a petition and fee for extension of time.

☒ Enclosed please find a Pre-Appeal Brief Request for Review.

Please charge to Deposit Account **08-2025** the sum of \$ 500.00. At any time during the pendency of this application, please charge any fees required or credit any over payment to Deposit Account **08-2025** pursuant to 37 CFR 1.25. Additionally please charge any fees to Deposit Account 08-2025 under 37 CFR 1.16 through 1.21 inclusive, and any other sections in Title 37 of the Code of Federal Regulations that may regulate fees. A duplicate copy of this sheet is enclosed.

☒ I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to:  
Commissioner for Patents, Alexandria, VA 22313-1450

Date of Deposit: 11/13/06

OR

☐ I hereby certify that this paper is being transmitted to the Patent and Trademark Office facsimile number (571) 273-8300.

Date of facsimile:

Typed Name: Desiree Reardon

Signature: [Signature]

Respectfully submitted,

Dirk M. BEYER, et al.

By

11/16/2006 MBIZUNES 00000050 002025 09853961  
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